

NAME AND ADDRESS OF ATTORNEY:

DIRK T. METZGER
GRAY, CARY, AMES & FRYE
1200 Prospect Street, Suite 575
La Jolla, California 92037
ATTORNEY FOR: Plaintiff

TELEPHONE NO:

7/4/454-9101

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ORIGINAL FILED
BUSINESS DIVISION

SEP 20 1978

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Insert name of court, judicial district or branch court, if any, and Post Office and Street Address:

SUPERIOR COURT OF CALIFORNIA, COUNTY OF SAN DIEGO, SAN DIEGO CO.

CALIFORNIA

ROBERT D. ZUMWALT
CLERK, SAN DIEGO COUNTY

PLAINTIFF:

MOTOROLA, INCORPORATED, a Delaware corporation

DEFENDANT:

GREMLIN INDUSTRIES, INCORPORATED, a Delaware corporation; GREMLIN ASSOCIATES, a California Limited Partnership; and DOES I through V, inclusive

SUMMONS

CASE NUMBER

421807

NOTICE! You have been sued. The court may decide against you without your being heard unless you respond within 30 days. Read the information below.

AVISO! Usted ha sido demandado. El Tribunal puede decidir contra Ud. sin audiencia a menos que Ud. responda dentro de 30 días. Lea la información que sigue.

1. TO THE DEFENDANT: A civil complaint has been filed by the plaintiff against you. (See footnote*)

a. If you wish to defend this lawsuit, you must, within 30 days after this summons is served on you, file with this court a written pleading in response to the complaint. (If a Justice Court, you must file with the court a written pleading or cause an oral pleading to be entered in the docket). Unless you do so, your default will be entered upon application of the plaintiff, and this court may enter a judgment against you for the relief demanded in the complaint, which could result in garnishment of wages, taking of money or property or other relief requested in the complaint.

b. If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your written response, if any, may be filed on time.

ROBERT D. ZUMWALT, Clerk

By *Lilyan G. Beatty* Deputy
LILYAN G. BEATTY

DATED: AUG 29 1978

(SEAL)

2. NOTICE TO THE PERSON SERVED: You are served

a. As an individual defendant.
b. As the person sued under the fictitious name of:
c. On behalf of:

Under: CCP 416.10 (Corporation)

CCP 416.20 (Defunct Corporation)

CCP 416.40 (Association or Partnership)

Other:

CCP 416.60 (Minor)

CCP 416.70 (Incompetent)

CCP 416.90 (Individual)

d. By personal delivery on (Date):

*The word "complainant" includes cross-complainant, "plaintiff" includes cross-plaintiff, "defendant" includes cross-defendant, singular includes the plural and masculine includes feminine and neuter. A written pleading, including an answer, demurrer, etc., must be in the form required by the California Rules of Court. Your original pleading must be filed in this court with proper filing fees and proof that a copy thereof was served on each plaintiff's attorney and on each plaintiff not represented by an attorney. The time when a summons is deemed served on a party may vary depending on the method of service. For example, see CCP 413.10 through 413.40.

Form Adopted by Rule 982 of
The Judicial Council of California
Revised Effective January 1, 1977

(See reverse side for Proof of Service)

SUMMONS

CCP 412.20, 412.30,
415.10, etc.

Form 219, Co. Cir. (Rev. 11-77)